

12-14-04

PTO/SB/29 (06-03)
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JFW**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL**

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable:

☒ **DUPLICATE**

Address to:

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Alexandria, VA 22313-1450

Attorney Docket No. of Prior Application	102132-5
First Named Inventor	Michael DUPRE
Examiner Name	Ellen C. TRAN
Art Unit	2134
Express Mail Label No.	Fax

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA)) of prior application number 09/485,352,
filed on March 13, 2000, entitled Method and Device for Customer Personalization of GSM Chips.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.52(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

1. ☐ Enter the unentered amendment previously filed on _____
Under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

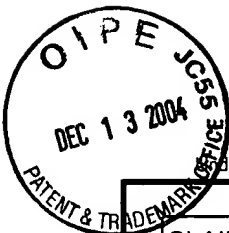
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

12/15/2004 ANABI1 00000009 141263 09485352
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Page 1 of 2

This collection of information is required by 37 CFR 1.53(d). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 24 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop CPA, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c) or (j))	13	-20* =	0	x \$ 18 =	\$ \$0.00
INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	2	-3** =	0	x \$ 84 =	\$0.00
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d)) <input type="checkbox"/>				+ \$ 0 =	\$0.00
				BASIC FEE (37 CFR 1.16)	\$750.00
Total of above Calculations =					\$750.00
Reduction by 50% for filing by small entity (Note 37 CFR 1.27). <input type="checkbox"/>					\$0.00
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.					TOTAL = \$750.00

6. ☐ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.
7. The Director is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 14-1263:
- a. ☐ Fees required under 37 CFR 1.16.
- b. ☒ Fees required under 37 CFR 1.17.
- c. ☐ Fees required under 37 CFR 1.18.
8. ☐ A check in the amount of \$ _____ is enclosed.
9. ☐ Payment by credit card. Form PTO-2038 is attached.
10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of _____ months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.
11. ☐ New Attorney Docket Number, if desired _____
(Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.)
12. a. ☒ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)
- b. ☐ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
13. ☒ Other: Amendment Accompanying Continued Prosecution Application

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

14. NEW CORRESPONDENCE ADDRESS

Customer

27,388

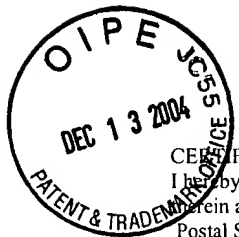


New correspondence address below

Name	Christa Hildebrand				
	Norris, McLaughlin & Marcus, P.A.				
Address	875 Third Avenue - 18th Floor				
	New York				
City	New York	State	New York	Zip Code	10022
Country	USA	Telephone	(212) 808-0700	Fax	(212) 808 0844

15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Christa Hildebrand
Signature	<i>Christa Hildebrand</i>
Registration No. (Attorney/Agent)	34,953
Date	December 13, 2004



PATENTS

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper and every paper referred to herein as being enclosed is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service in an envelope addressed to: Mail Stop _CPA_ Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below

Olga Yakubowska-Wolke 11/13/04
Express Mail Label EV586233808 US

OLGA YAKUBOWSKA-WOLKE Date
Name

PLEASE CHARGE ANY DEFICIENCIES UP TO \$300 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT No. 14-1263

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney's Docket No.: 102132-5

Applicant : Michael Dupre
Serial No. : 09/485,352
Filed : March 13, 2000
Confirm. No. : 1819
For : METHOD AND DEVICE FOR CUSTOMER PERSONALIZATION OF GSM CHIPS
Art Unit : 2134
Examiner : Ellen C. TRAN

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT ACCOMPANYING CONTINUED PROSECUTION APPLICATION

Sir:

This communication is in response to the Final Office Action mailed July 12, 2004 and Advisory Action dated November 18, 2004, wherein applicant hereby submits a Continued Prosecution Application and requests entry of the amendments to the claims and consideration of the following arguments in response to the outstanding claim rejections in connection with the above-identified patent application.